

MISSOURI OUSTS TWO OIL COMPANIES

State Supreme Court Hands
Down Decision Against Stand-
ard of Indiana and Republic.

WERE GUILTY OF CONSPIRACY

Entered Into Agreement to Fix Prices,
To Control and Limit Trade and
Prevent Competition.

Jefferson City, Mo., Dec. 23.—The supreme court of Missouri handed down a decision this morning ousting the Standard Oil company of Indiana and the Republic Oil company from the state, forbidding them ever again to do business in Missouri and dissolving the Waters-Pierce Oil company of St. Louis.

In addition each of the companies is fined \$50,000.

The order dissolving the Waters-Pierce Oil company will become effective Jan. 15, unless the company on or before that date furnishes to the supreme court satisfactory evidence that it intends to operate as an independent concern.

The court finds that the companies conspired:

One—To regulate and fix prices to retail dealers.

Two—To control and limit the trade in the refined products of petroleum.

Three—To control and limit and prevent competition in the buying and selling of these products.

Four—To deceive and mislead the public into the belief that they were separate and distinct corporations pursuing independently their business as legitimate competitors.

The suit to oust the three companies was instituted by Atty-Gen. Hadley in 1905, and the evidence taken by a special commissioner in St. Louis and in New York has been before the state supreme court for more than a year.

The opinion was written by Judge Woodson. All seven judges concurred, and Judges Graves and Lamb wrote separate concurring opinions.

Judge Lamb, concurring as to the

action against the Standard and Republic companies, adds that in his belief the Waters-Pierce Oil company should be fined \$1,000,000 instead of \$50,000. Judge Graves in his opinion, thrust the Waters-Pierce company should not be dissolved. He said that the evidence showed that H. Clay Pierce, who owns 40 per cent of the capital stock of the company did all in his power to prevent it from going into the trust, even losing his position as president of the company on that account. Minority stockholders, Judge Graves says, could not help themselves, and they should be protected. While Judge Graves urged a greater punishment for the Standard of Indiana and the Republic of Ohio, yet it was due to his influence that the Waters-Pierce Oil company was not absolutely ousted from Missouri.

The opinion of Judge Woodson, which was concurred in by the other judges, states that the record shows that the Standard Oil company has been guilty of unlawful means in the formation of the trust to control the output of oil and the prices at which it is sold to dealers.

Individual investments have been highlighted by the power of the trust and small independent refiners, and others have been forced to enter the service of the company as hewers of wood and drawers of water.

In concluding his report, which covers 40 typewritten pages, Judge Woodson says that the action in giving the Waters-Pierce Oil company time in which to sever its connections with the trust is taken to protect the minority stockholders.

The evidence, he says, discloses that the majority interests in the company were owned by the New Jersey company and that these interests displayed H. Clay Pierce, as president of the Waters-Pierce company, because of his persistent effort to conduct the affairs of the company independent of the Standard Oil company of New Jersey and the Standard of Indiana. The punishment he says should be severe enough to meet the crime committed against the state, but the good faith of the minority stockholders should be recognized.

FIRE IN HERALD SQUARE THEATER BUT NO PANIC

New York, Dec. 22.—Fire broke out in the Herald Square theater at thirty-fifth street and Broadway tonight, 10 minutes before the close of the performance of "The Three Twins," and before it was brought under control had done considerable damage to the building. The fire started in the auditorium, and had caused great commotion among the crowds on Broadway. There was no panic, and no one was injured, the audience remaining in ignorance of the fire until it had passed into the streets. The fire caught from an electric sign on the front of the theater building and spread to the executive offices, which are in the second gallery of the auditorium.

It was just 10 minutes before the close when two women, one from the second gallery and reported to the theater attaches that there was smoke in the upper part of the building. Treasurer Lyon quickly went behind the curtain and examined the situation to the actors, and told them to cut the play short. This was done and the curtain was lowered without announcement to the audience. The big crowd started slowly out, not knowing that a fire was being fought in the upper gallery. An alarm quickly brought the engines, and water was turned upon the flames, but not until \$50,000 damages had been done to the front part of the theater building.

New York, Dec. 23.—Soon after midnight when the fire in the Herald Square theater had been extinguished, an inspection of the building revealed the fact that the interior of the auditorium and the stage had not been reached by the fire. The firemen cut holes in the roof and through these openings considerable water rushed into the building but otherwise the theater proper was not damaged. It is estimated that the building can be put in shape again in less than a month, but as Miss Julia Marlowe was to have opened there on Jan. 11, it will be necessary to refund the money for tickets purchased in the advance sale.

As members of the audience look back on their thrilling experience the marvel that no one was injured increases. Murray M. Stewart of Savannah, Ga., who is visiting here, and who with his wife, occupied front seats at the Herald Square last night, said that he was amazed at the coolness displayed by the audience. He said the company marched out so orderly and with as much celerity as a company of trained soldiers.

GEORGIA STREET DUEL.

As a Result Three Men Are Dead and
Another Dying.

Ocala, Ga., Dec. 22.—Owen Smith, son of Chief of Police Smith, Charles Moore and his brother, Viel Moore, are dead, and Policeman Cain Walters is dying as a result of a four-cornered pistol duel fought here tonight.

INAUGURATION FUND BEATING THE RECORD

Washington, Dec. 23.—If money has anything to do with making an inauguration a success, that of President William H. Taft on March 4, next, will be the greatest this country has ever seen.

Already Chairman Ailes of the finance committee has in his possession a guaranty fund of \$75,000, which is \$12,000 larger than the total amount received four years ago, and it is expected that before the inauguration the fund will be considerably larger than at present.

The chief source of revenue for the return of this guaranty fund is the inaugural ball, which brought in \$4,000 four years ago, while the income from the reviewing stands was about \$26,000. It is expected that there will be at least 200,000 visitors to Washington at the inauguration time, between 75,000 and 100,000 of whom will be cared for outside of hotels.

CARRIER PIGEONS.

Germany Experimenting With Them
For Taking Pictures of Enemy.

Washington, Dec. 23.—Pictures taken by carrier pigeons in flight to serve for reconnoitering the position of the enemy and its topography are the subject of experiments being conducted by the German government.

Consul General Richard Guenther of Frankfurt, says in a report that the war office of Prussia has taken an interest and has placed pigeons of the military carrier-pigeons station at Spandau at the service of the inventor of this new device. The apparatus is fastened to the pigeon by means of a very light aluminum breast plate tied by stripes of soft leather and rubber to the back of the pigeon.

A BOLD BURGLAR.

Surprised While at Work Still He Got
Away With Silverware.

San Francisco, Dec. 23.—Although surprised at his work by the master of the house which he was robbing, a bold daylight burglar got away yesterday with a valuable lot of silverware from the residence of David Cuneo, a wealthy resident of this city. When the burglar was surprised by the unexpected return of the owner of the house, he was busily filling a pillow case with silverware and other valuables. The thief fled through the rear door with his loot. In spite of a hot pursuit by the neighbors of Cuneo, who responded to his calls for help, the burglar got away. Among the plunder were several valuable Christmas gifts.

JOHN MANGUINI HELD.

San Francisco, Dec. 23.—John Manguini who was arrested after a long chase over three counties and charged with the murder of his mother-in-law, Mrs. Giovanni Cereghino, in this city on Oct. 17, was held to answer to the superior court yesterday by Police Judge Walker on the reduced charge of manslaughter. No witness was produced who saw the shooting except the wife, and she refused to testify against her husband.

DEVELOPMENTS IN CASE AGAINST THORNTON J. HAINS

Flushing, N. Y., Dec. 22.—The points of the case against Thornton J. Hains have been developed and the prosecution is now bringing out testimony by which it hopes to corroborate the evidence given by the chief witnesses, that the defendant was a principal with his brother, Capt. Peter C. Hains, in the killing of William E. Annis, Dist. Atty. Darrin says that another week will be required to complete the case against Thornton Hains.

Since the testimony of Mrs. Helene E. Annis, a change has come over the defendant. Bright and cheer in the early days of the trial, his tense face today showed evident worry over the character of the testimony.

"We have not shown our defense yet," said Mr. McIntyre, chief counsel for Hains, "and will not until the state's case has ended. A crisis is coming in the trial when the defense comes to be heard."

The long daily sessions of the court have proved exhausting to counsel and Justice Crane has practically given up the plan of holding night sessions.

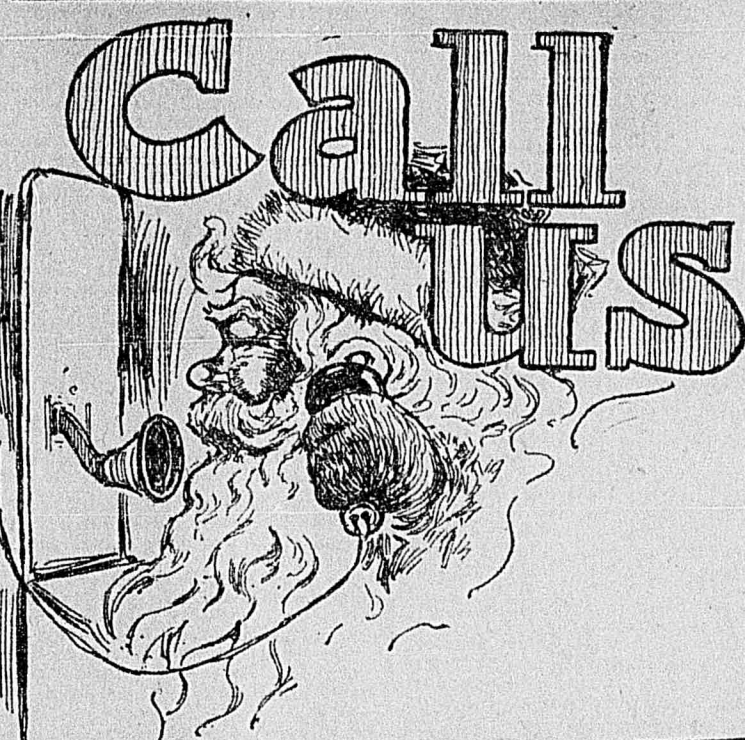
THE CORRECT TIME

To stop a cough or cold is just as soon as it starts—then there will be no danger of pneumonia or consumption. Use a few doses of Ballard's Horehound Syrup taken at the start will stop the cough. If it has been running for some time the treatment will be longer, but the cure is sure. Sold by C. C. Dr. J. Drug Store, 12 and 14 South Main Street.

Doan's Regulets cure constipation, tone the stomach, stimulate the liver, promote digestion and appetite and easy passages of the bowels. Ask your druggist for them. 25 cents a box.

A CHIMNEY SWEEP TROUBLES.
Phone Griffin-Scott Hdwr. Co., Successors to King Hdwr. Co., 168 Main.

THE CHRISTMAS DINNER.



The Louvre Rathskeller Christmas Dinner

Table D'Hotel
Served from 12 noon to 8.30 p. m.

Menu

Take Point Oysters on Half Shell
SOUP.
Chicken a la Printaniere Consomme Chantilly
Celery en Branche RELISHES, Queen Olives
Salted Almonds
FISH.
Black Bass, Saute, Bordelaise
Pommes a la Victoria
ENTREES
Ris de Veau, Chateaufort en Crustrade
Cuttlets d'Anguean a la Nelson
Pineapple Fritters Sauce Diplomate
Punch a la Louvre.
ROASTS
Young Utah Turkey, Chestnut Dressing, Cranberry Sauce
Suckling Pig, Stuffed, Baked Apples.
Corn Fed Eastern Goose, Liver Dressing with Jelly
Prime Rib of Beef Yorkshire Pudding
VEGETABLES
Mashed Potatoes Special Baked Potatoes a la Louvre
Cauliflower Au Gratin New Garden Peas
SALAD
Fresh Lobster Mayonnaise
DESSERT
English Plum Pudding, Hard and Brandy Sauce Hot Mince Pie
Home Made Pumpkin Pie Peach Melba
Assorted Cakes Assorted Nuts and Raisins
Camembert Cheese Cafe Noir Bent's Water Crackers

Special Christmas Dinner

CULLEN HOTEL CAFE.

Entrance Through Hotel Lobby.

MENU.

BLUE POINTS ON THE HALF SHELL
POTAGE A LA REINE.
MOUNTAIN TROUT, SAUTE MEUNIERE
POMMES SARATOGA.
LARDER FILET OF BEEF, A LA CULLEN
ASPARAGUS TIPS
Frozen Egg Nogg.
ROAST TURKEY, CHESTNUT DRESSING.
POMMES MAITRE D'HOTE CRANBERRY SAUCE
FRUIT SALAD
TUTTI FRUITI ICE CREAM
ASSORTED CAKE
ROQUEFORT CHEESE BENT'S WATER CRACKERS
12 TO 8:30 \$1.00
MUSIC—SKELTON'S ORCHESTRA
RESERVE YOUR TABLES NOW.

HERON CAFE

140 East Second South

CHRISTMAS MENU.

OX TAIL SOUP.
UTAH CELERY, RADDISH, OLIVES.
YOUNG ONIONS.
YOUNG UTAH TURKEY WITH DRESSING.
CRANBERRY SAUCE.
ROAST VEAL WITH DRESSING.
MASHED POTATOES, SWEET POTATOES.
GREEN BEANS.
CABBAGE SALAD.
ENGLISH PLUM PUDDING, HARD OR BRANDY SAUCE.
MINCE PIE, PUMPKIN PIE.
CHEESE, BENT'S TOASTED WAFERS.
TEA, COFFEE, MILK.
SPECIAL TURKEY DINNER.

Christmas Dinner 50c

140 East 2nd South.

ENSIGN GROCERY

151 East Third South St.

Surely is not exceeded by any for fresh, clean goods, and neat, tasty Xmas decorations. Call and see for yourselves.
Your order will receive prompt attention. Large supply of Turkeys and all other poultry to meet the holiday demand. Cranberries, celery, nuts and mince meat at market prices.

Beet Sugar, per sack.....\$6.00	White Ribbon Raisins, 6 pkgs.....50c
Cane Sugar, per sack.....\$6.10	New Years Currants, 2 pkgs.....25c
16 pounds Sugar for \$1.00 with each \$1.00 purchase.	Maxim's Brand Salmon, per can.10c
Splendid Smooth Potatoes, 75c per bushel.	Loose Macaroni, 2 pounds.....15c
High Patent Flour, per sack.....\$1.30	Swift's Premium Hams, Breakfast
Straight Grade Flour, per sack,\$1.15	Bacon, all kinds of canned goods,
Blue Ribbon Raisins, 2 pkgs.....25c	vegetables, fresh fruits, straw-
	berries at correspondingly low
	prices.

Courteous Treatment. Prompt Delivery to all Parts of
the City. Both Phones, Bell 1078, Ind. 3145.

Merry Merry Christmas And A Happy New Year

Our store is as fresh and attractive as a flower garden of spring. We like to please you; we have aimed to give the very best service during the past year. Let us try to please you too.

Everything Good to Eat.

In Grocers Fruits and Meats.
Prompt Delivery. Three Phones
376 Main.

Naylor Bros Co.

"The Place where It's a Pleasure to Buy"

INDEPENDENT GROCERY!

Compare our prices with
Eastern or Western quotations.

17 POUNDS SUGAR \$1.00 with order

Best Smoked Hams, lb.....14c	Straight Grade, sack.....\$1.25
Fancy Smoked Bacon, lb.....14c	10 bars Laundry Soap.....25c
Salt Bacon, lb.....12c	7 Bars Nipples.....25c
2 pounds Rice.....25c	5 bars Tar Soap.....25c
4 pounds Navy Beans.....25c	5-pound can Lard.....10c
2 pounds Macaroni.....25c	10-pound can Lard.....15c
4 cans Peas.....25c	3 pkgs. Condensed Mince.....25c
Utah Tomatoes, dozen.....\$1.15	Fancy Bulk Mince.....10c
Five Sweet Corn, dozen.....\$1.15	2 pounds Loose Raisins.....25c
Small size Snider's Beans, can.....10c	2 pounds Dried Peas.....25c
Large size Snider's Beans, can.....10c	2 pounds Dried Blackberries.....25c
10-pound can Corn Syrup.....50c	Pure Apple Cider, gallon.....50c
Keg Kuer's Pickles.....35c	Xmas Mixed Candy, 2 lb.....50c
High Patent Flour, sack.....\$1.25	Fancy Chocolates and French
	Mixed, 2 pounds for.....25c

TWO STORES.

74 W. First South. 479 So. Main.
Bell Phone, 2800, Ind. Phone, 2509. Ind. Phone 2539.

THURSDAY SPECIALS!

Large Navel Oranges per doz.....25c
2 lbs. Dates.....15c
7 lbs. Sweet Potatoes.....25c
Ripe Pears, per lb.....05c
Good Mixed Nuts.....15c
20c Cream Candy.....15c
2 lbs. Best Pea Nuts.....25c
2 lbs. Good Creamery Butter.....55c
Chocolates, per lb.....20c
Good Lemons, per doz.....20c
3 lbs. Best Mince Meat.....25c
Sweet Cider Per Gallon.....25c
Fresh Eastern Cheese, lb.20c
2 lbs. Good Grapes.....15c
Best Hams, per lb.....14c
6 Bars Crystal White Soap 25c
Apple or Pear Butter, can.10c
25c Jam.....10c
12 lbs. Onions.....15c
3 Cans Blue Berries.....25c

CHICAGO STORE

72 So. West Temple.

WE DO JOB PRINTING.

How is your stock of Letter Heads, Envelopes, Bill Heads, and other office supplies?

Let us figure with you on blank books, certificates, booklets, or receipts, in fact anything in the printing line.

We guarantee satisfaction.
THE DESERET NEWS.

CLEAN CLOTHES

Why wear soiled ones when our work is so good and our prices so modest?
Call for our wagon.

Bell 2607, Ind. 2033.

Chicago Cleaning Co

27 P. O. PLACE.

Look no Further A Gillette Safety Razor

Will be appreciated by any man who shaves.

Put up in various forms for traveling or home use.

We are the agents.

SCHRAMM'S,

"WHERE THE CARS STOP"

Santa Claus Sub-station.

R. G. DUN & CO.

201 OFFICES.

THE MERCANTILE AGENCY.
George Rust, General Manager, Idaho, Nevada, Utah and Wyoming.
Office in Progress Building, Salt Lake City, Utah.

NOT TOO LATE

To see our superb stock of HIGH GRADE articles at low prices—suitable for

CHRISTMAS GIFTS

Come before it is finally disrupted.
Our fine line of pictures, toilet and manicure sets, in silver, stag, aluminum, etc. Genuine cut glass fancy china, and shaving sets, are positively worthy of your immediate inspection.

23 WEST THIRD SOUTH STREET.

Salt Lake Trading Stamp Co.

(OPEN EVENINGS.)

OGDEN AND WEBER COUNTY

We extend our sincere thanks to the good house wives and merchants of Ogden and Weber county for their kind and courteous treatment of our demonstrators during their visit among you. We wish you and all our friends everywhere a Merry Christmas and a prosperous and Happy New Year.

HEWLETT BROS. CO.

YOUR CREDIT IS GOOD

Only 2 Days Left

\$1.00
A
WEEK

to do your Shopping and if you are undecided the kind of present that will be most

pleasing, we would suggest the following. Nothing can be more appreciated for the zero weather than—

Furs, Coats, Suits, Skirts,
Waists, Hats and Shoes.

Then, too, you don't need to pay out your pin money. Get anything of the above you need and pay later as your credit in our house is as good as gold.

Mercantile Installment Co.

Established 1902

74 West 2nd South Street.

Store Will be Open Till 9 o'Clock

1-3 OFF ON SUITS AND COATS FOR WOMEN

1-4 OFF ON MEN'S SUITS AND OVERCOATS